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ELECTION COMMISSION, INDIA

NOTIFICATION

New Delhi, the 11th January 1955

S.R.O. 125.—In continuation of the Election Commission's notification No. 19/110/52-Elec.III/17465 dated the 21st October, 1954 (S.R.O. 3417) published in the *Gazette of India Extraordinary* Part II, Section 3, dated the 15th November, 1954, under section 106 of Representation of People Act, 1951 (XLIII of 1951), the Election Commission hereby publishes the Judgment of the Supreme Court delivered by it on the 21st September, 1954 on the appeal filed before that Court by Shri K. T. Kosalram.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 51 of 1954

K. T. Kosalram—Appellant.

Versus

M. R. Megathathan—Respondent.

JUDGMENT

Mehr Chand Mahajan C. J.—The Tribunal came to the conclusion that the appellant was guilty of a corrupt practice of publishing false statements against his opponent under Section 123(7) of the Representation of the People Act. The conclusion is fully supported by the evidence recorded by the Tribunal and nothing that Mr. Chatterjee argued inclines us to hold that the Tribunal is not right in the view that it took. We do not see that this is a fit case, so far as this ground is concerned, for interfering with the Tribunal's decision under Article 136 of the Constitution.

The Appeal is accordingly dismissed with costs.

(Sd.) MEHR CHAND MAHAJAN, C. J.

(Sd.) B. K. MUKHERJEA, J.

(Sd.) S. R. DAS, J.

(Sd.) VIVIAN BOSE, J.

(Sd.) GHULAM HASAN, J.

NEW DELHI;
The 21st September 1954.

[No. 19/110/52-Elec.III/565.]

By Order,

K. S. RAJAGOPALAN, Asst. Secy.

